

REGULAR MEETING
BOROUGH COUNCIL
BOROUGH OF RUMSON
November 29, 2006

A regular meeting of the Borough Council of the Borough of Rumson was held in the Charles S. Callman Courtroom of the Memorial Borough Hall on November 29, 2006 and was called to order by Mayor John E. Ekdahl at 4:30 p.m.

Pledge of Allegiance.

Present: Mayor Ekdahl, Councilwoman DeVoe, Councilmen Broderick, Hemphill, Kammerer, Rubin and Shanley.

Absent: None.

Thomas S. Rogers, Municipal Clerk/Administrator, was present.

Martin M. Barger, Borough Attorney, was present.

Bonnie Heard, Acting Borough Engineer, was present.

The Mayor declared a quorum present and announced that the notice requirements of the Open Public Meetings Act had been met by the posting and mailing of a schedule of all regular and work meetings of the Borough Council for the year 2006 to the *Asbury Park Press* and the *Two River Times*.

On motion by Councilwoman DeVoe, seconded by Councilman Rubin, the minutes of the previous meeting were approved as written, copies having been forwarded to all Council members. All in favor.

COMMUNICATIONS:

LETTER FROM THE BOROUGH OF DEAL MAKING AN OFFER TO PURCHASE THE BOROUGH OF RUMSON'S 1996 INTERNATIONAL 4900 WITH A LEACH PACKER BODY NO LONGER USED BY THE BOROUGH OF RUMSON FOR \$19,500 WITHOUT COMPETITIVE BIDDING AS ALLOWED BY LAW:

The Municipal Clerk/Administrator advised of a letter dated November 16, 2006, with a copy of a Resolution, from James F. Rogers, Borough Clerk/Administrator of the Borough of Deal, confirming their purchase of the 1996 International garbage packer truck no longer used by Rumson Department of Public Works. The truck is to be purchased for \$19,500.00.

On motion by Councilwoman DeVoe, seconded by Councilman Hemphill, this communication was ordered received and the sale of the truck to the Borough of Deal approved on the recommendation of the Municipal Clerk/Administrator on the following roll call vote:

In the affirmative: Broderick, DeVoe, Hemphill, Kammerer, Rubin and Shanley.

In the negative: None.

Absent: None.

LETTER FROM THE RUMSON-FAIR HAVEN RUN RACE DIRECTOR THANKING THE BOROUGH COUNCIL FOR THEIR SUPPORT OF THE MAY 6, 2007 RUN AND PERMISSION THAT WAS GRANTED FOR THE PLACING OF BANNERS ADVERTISING THE RACE AT VICTORY PARK, PIPING ROCK PARK AND ON THE RFH REGIONAL HIGH SCHOOL TWO WEEKS PRIOR TO THE EVENT. THE LETTER REQUESTS FURTHER PERMISSION TO HANG A RACE START/FINISH BANNER OVER RIDGE ROAD IN FRONT OF THE HIGH SCHOOL FROM THE EVENING OF FRIDAY, MAY 4TH UNTIL NO LATER THAN SUNDAY, MAY 6TH:

The Municipal Clerk/Administrator advised of a letter dated November 10, 2006 from Leslie Curran, Race Director of the May 6, 2007 Rumson-Fair Haven Run, thanking the Mayor and Council for their support and for granting permission for the placement of banners at Victory Park and Piping Rock Park to advertise two weeks prior to the Run. Ms. Curran asked permission to also hang a Start/Finish banner across Ridge Road in front of the High School from the evening of Friday, May 4th through later in the day on Sunday, May 6th.

The Municipal Clerk/Administrator advised that the Fire Company had assisted in the hanging of the banner last year strung between trees on either side of Ridge Road. He stated that he had been told that for 2007 they would be hanging the banner between two posts that they would place on either side of the street. This should avoid the problem of the sign blowing and curling up as it did last year.

Mayor Ekdahl stated that the sign for any race was to also insure a photo opportunity at the beginning and end of the race.

Councilwoman DeVoe stated that she was opposed to the hanging of any banners across streets in the Borough and especially on a busy street like Ridge Road for both safety and aesthetic reasons.

Councilman Kammerer stated that he supported Councilwoman DeVoe's concerns over hanging banners in the Borough but added that the banner had been allowed on Ridge Road for the 2005 and 2006 races. He added that the start/finish line had been on Blackpoint Road between the High School and Grade Schools in years prior.

The Mayor and Council discussed the length of time that the banner to designate the Start/Finish of the Race should be allowed to be hung across Ridge Road and agreed that two days would be permitted—put up on Saturday, May 5th and taken down before the end of the day on Sunday, May 6th. The Race Director will be advised that the banner must not be left up past the end of Sunday, May 6th.

On motion by Councilman Rubin, seconded by Councilman Hemphill, this communication was ordered received and permission granted for the Start/Finish banner to be allowed with the above two-day condition on the following roll call vote:

In the affirmative: Broderick, Hemphill, Kammerer, Rubin and Shanley.

In the negative: DeVoe.

Absent: None.

LETTER FROM THE VISITING NURSE ASSOCIATION OF NEW JERSEY REQUESTING PERMISSION TO HANG A BANNER ON THE VICTORY PARK TENNIS COURTS ANNOUNCING THE VNACJ'S FUNDRAISING EVENT, "STATELY HOMES BY-THE-SEA" DESIGNER SHOWHOUSE, AT THE MULHEREN ESTATE, SCOTHIGH FARM FROM APRIL 23, 2007 THROUGH MAY 31, 2007:

The Municipal Clerk/Administrator advised of a letter dated November 17, 2006 from Kathryn Carter of the Visiting Nurse Association's presentation of Stately Homes By-the-Sea requesting permission to hang a banner on the Victory Park tennis court fence to advertise the VNACJ May 2007 fundraising event at the Mulheren Scothigh Farm from April 23 through May 31, 2007.

The Municipal Clerk/Administrator reported that there would be various fundraising events at Scothigh Farm other than for the VNACJ throughout the month of May.

On motion by Councilwoman DeVoe, seconded by Councilman Shanley this communication was ordered received and permission granted for the banner to be placed on the fence at Victory Park for the five-week period. All in favor.

LETTER FROM GOLDTINKER JEWELERS REQUESTING PERMISSION TO PLACE THEIR "WE ARE OPEN" SIDEWALK SIGN OUT DURING THE HOLIDAYS ON THE FIVE DAYS THAT THE STORE IS NOT USUALLY OPENED:

The Municipal Clerk/Administrator advised of a letter dated November 18, 2006 from Penny Viau, President of Goldtinker Jewelers, requesting permission to post a "We Are Open" sign on the sidewalk in front of their store at 15 West River Road during the holiday season on the five days that they are usually closed but will be open for business—Sunday and Monday December 10th and 11th, Sunday and Monday December 17th and 18th, and Christmas Eve Sunday, December 24th.

On motion by Councilwoman DeVoe, seconded by Councilman Rubin, this communication was ordered received and permission granted for the sign to be displayed for the five days during the holiday season as has been done in the past. All in favor.

LETTER FROM THE RUMSON COUNTRY CLUB REQUESTING PERMISSION TO USE THEIR SKEET AND TRAP FACILITY IN 2006 ON NOVEMBER 24TH AND DECEMBER 22ND AND 29TH, AND IN 2007 ON JANUARY 1ST AND 15TH, AND FEBRUARY 19TH FROM 12:00 NOON UNTIL 4:00 P.M. ON EACH DATE:

The Municipal Clerk/Administrator advised of a letter dated November 19, 2006 from Joseph Turner, General Manager of the Rumson Country Club, requesting permission to use their skeet and trap facility on November 24th, December 22nd and 29th, January 1st and 15th, and February 19th from 12:00 noon until 4:00 p.m. The normal schedule for use of the Club trap and skeet facility is on Wednesday, Saturday and Sunday during the year.

On motion by Councilman Rubin, seconded by Councilman Hemphill, this communication was ordered received and permission for use of the trap and skeet facility on the six requested dates was granted. All in favor.

LETTER FROM MICHAEL A. BROWN ADVISING OF HIS RESIGNATION AS VICE CHAIRMAN OF THE ZONING BOARD OF ADJUSTMENT AT THE END OF THE YEAR:

The Municipal Clerk/Administrator advised of the following letter to Mayor Ekdahl dated November 22, 2006 from Michael A. Brown, Vice Chairman of the Zoning Board of Adjustment:

Dear John:

It is with a touch of regret that I'm writing to inform you that I will be resigning from the Zoning Board of Adjustment effective at the year end.

It has been a true pleasure to serve our town in this capacity for the last ten years, or so, but I believe now is the right time to move on. The Board is certainly well appointed and in capable hands to carry out its important task.

Please, know that if there are any applications that remain open beyond year end and might benefit from my continued presence I will be happy to see them through to closure.

Sincerely,
Michael Brown

Mayor Ekdahl asked the Borough Attorney if we could hold off on acceptance of the resignation if the pending matters before the Zoning Board that have been heard by Mr. Brown were not completed in their December 19th meeting.

In answer to a question by the Mayor, the Borough Attorney advised that it would be proper to have Mr. Brown hold off his resignation until the decisions on any pending applications have been made.

Councilwoman DeVoe motioned that the communication and resignation from Michael A. Brown be accepted with regret and appreciation for the many years that he served on the Zoning Board of Adjustment (with the stipulation that if the pending matters are not settled at the December Zoning Board meeting, the acceptance of Mr. Brown's resignation would be pushed off until 2007 if necessary); seconded by Councilman Kammerer. All in favor.

CONSENT AGENDA:

LETTER FROM THE RUMSON FIRE COMPANY ADVISING OF THE MEMBERS OF THE FIRE COMPANY ELIGIBLE TO VOTE IN THE UPCOMING ELECTION FOR FIRE CHIEF AND ASSISTANT FIRE CHIEF:

The Municipal Clerk/Administrator advised of a letter dated November 24, 2006 from Robert E. Halligan, Secretary of the Rumson Fire Company, advising of the names of the members of the Fire Company who are eligible to vote at the upcoming Chief's election.

LETTER FROM THE STATE OF NEW JERSEY D.O.T. ADVISING THAT RUMSON WAS SELECTED TO RECEIVE FUNDING FROM THE STATE D.O.T. FISCAL YEAR 2007 MUNICIPAL AID PROGRAM FOR BELLEVUE AVENUE, PHASE II IMPROVEMENTS IN THE AMOUNT OF \$160,000.00:

The Municipal Clerk/Administrator advised of a letter dated November 16, 2006 from the State of New Jersey Department of Transportation advising that Rumson has been selected to receive funding from the New Jersey Department of Transportation's Fiscal Year 2007 Municipal Aid Program for Bellevue Avenue, Phase II in the amount of \$160,000.00.

LETTER FROM A.D. MARBLE & COMPANY ON BEHALF OF NICHOLAS ADAMSON FOR PROPERTY AT 26 OSPREY LANE, ADVISING OF THE APPLICATION TO THE STATE D.E.P. FOR A LETTER OF INTERPRETATION TO ESTABLISH THE BOUNDARY OF FRESHWATER WETLANDS ON THE PROPERTY:

The Municipal Clerk/Administrator advised of a letter dated October 11, 2006 from A.D. Marble & Company on behalf of Nicholas Adamson for property located at 26 Osprey Lane for an application for a Letter of Interpretation to establish the boundary of Freshwater Wetlands on their property.

LETTER FROM THE ENGLISH GROUP, LLC ON BEHALF OF DOUGLAS KATICH FOR PROPERTY AT 23 NORTH WARD AVENUE, ENCLOSING A COPY OF AN APPLICATION TO THE STATE D.E.P. FOR THE MODIFICATION OF A WATERFRONT DEVELOPMENT PERMIT TO INCLUDE AN EXISTING BOATLIFT, PIER, RAMP AND FLOATING DOCK, AS SHOWN ON THE PLANS:

The Municipal Clerk/Administrator advised of a letter received from the English Group, LLC on behalf of Douglas Katich for property located at 23 North Ward Avenue, enclosing a copy of an application to the State Department of Environmental Protection for the modification of a Waterfront Development Permit to include an existing boatlift, pier, ramp and floating dock as shown on the plans.

On motion by Councilwoman DeVoe, seconded by Councilman Shanley, the four above communications on the consent agenda were ordered received. All in favor.

COMMITTEE REPORTS:

None.

UNFINISHED BUSINESS:

None.

NEW BUSINESS:

ORDINANCE TO APPROVE THE INCREASE OF THE FEES FOR CERTIFIED COPIES OF VITAL STATISTIC RECORDS IN FIRST READING. PUBLIC HEARING SCHEDULED FOR THURSDAY, DECEMBER 21, 2006:

The Municipal Clerk/Administrator read the following ordinance by title only in first reading:

**AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF RUMSON
BY AMENDING CHAPTER II, ADMINISTRATION, BOARD OF HEALTH**

BE IT ORDAINED by the Borough Council of the Borough of Rumson, County of Monmouth, and State of New Jersey that Chapter II, Administration, Board of Health of the code of the Borough of Rumson is hereby amended or supplemented as follows:

SECTION 1. That Chapter II, Administration, Board of Health §2-10.4, Fees be added to read as follows:

FEES

§ 2-10.4.1 Appointment of Registrar of Vital Statistics Clerk; Sanitary Inspector.

no change.

§ 2-10.4.2 Establishment of Fees for Certified Copies. The following fees are hereby fixed and established for certified copies of a Vital Statistic record:

(a) Twenty dollars (\$20.00) for the first certified, sealed copy of a Vital Statistic Record (birth, marriage, death and correction).

(b) Five dollars (\$5.00) for each additional certified, sealed copy of a Vital Statistic Record thereafter.

(c) The number of certified, sealed copies for birth and marriage records are not to exceed five (5) for reasons of security.

SECTION 2. This ordinance shall take effect upon the passage and publication according to law.

Councilman Kammerer moved the adoption of this ordinance in first reading. Motion seconded by Councilman Hemphill and carried on the following roll call vote:

In the affirmative: Broderick, DeVoe, Hemphill, Kammerer, Rubin and Shanley.

In the negative: None.

Absent: None.

The Municipal Clerk/Administrator advised that it was the recommendation of the Borough Registrar of Vital Statistics that this Ordinance be done to bring the Borough's fees more in line with what the other towns are charging.

Mayor Ekdahl stated that this ordinance would be published and posted and come up for final consideration and public hearing at the Thursday, December 21, 2006 meeting of the Borough Council at 7:30 p.m.

APPROPRIATIONS TRANSFER RESOLUTION:

Councilman Broderick offered the following resolution and moved its adoption:

RESOLUTION

WHEREAS, it has become necessary to expend for certain purposes specified in the budget an amount in excess of the respective amounts appropriated therefore, and there shall be an excess in one or more appropriations; and

BE IT RESOLVED by the Mayor and Council of the Borough of Rumson (by 2/3 vote) that the following transfers between appropriations be and the same are hereby approved:

TO:

Tax Assessor Other Expenses	\$13,000.00
Municipal Court Other Expenses	<u>\$ 3,000.00</u>
Total:	\$16,000.00

FROM:

Administration Salaries & Wages	\$ 7,000.00
Municipal Clerk Salaries & Wages	\$ 3,000.00
Tax Assessor Salaries & Wages	\$ 3,000.00
Municipal Court Salaries & Wages	<u>\$ 3,000.00</u>
Total:	\$16,000.00

BE IT FURTHER RESOLVED that the Borough Chief Financial Officer be and is hereby authorized and directed to debit and credit said accounts for 2006 accordingly.

Resolution seconded by Councilman Rubin and carried on the following roll call vote:

In the affirmative: Broderick, DeVoe, Hemphill, Kammerer, Rubin and Shanley.

In the negative: None.

Absent: None.

RESOLUTION TO APPOINT THE MUNICIPAL COURT ADMINISTRATOR:

Councilman Rubin offered the following resolution and moved its adoption:

RESOLUTION

WHEREAS, the Municipal Court Administrator retired effective October 31, 2006 and the Borough of Rumson has a need for a Municipal Court Administrator; and

WHEREAS, a number of qualified applicants were interviewed by the Rumson Municipal Court Judge, Monmouth County Court Municipal Division Manager and the Municipal Clerk/Administrator; and

WHEREAS, Carol Ann Dice, was interviewed and found to be qualified and capable of carrying out the duties of Municipal Court Administrator; and

WHEREAS, Carol Ann Dice currently holds the position of Municipal Court Administrator in Farmingdale, New Jersey; and

WHEREAS, Carol Ann Dice has completed the Court Administrator Certification Courses and taken the State test;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Rumson that Carol Ann Dice be appointed as Rumson Municipal Court Administrator effective November 27, 2006; and

BE IT FURTHER RESOLVED that Carol Ann Dice receive an annual base salary of \$35,000; and

BE IT FURTHER RESOLVED that a copy of this Resolution be forwarded to Judge Richard B. Thompson and the Borough Payroll Clerk.

Resolution seconded by Councilman Broderick and carried on the following roll call vote:

In the affirmative: Broderick, DeVoe, Hemphill, Kammerer, Rubin and Shanley.

In the negative: None.

Absent: None.

RESOLUTION TO APPOINT THE CLERICAL ASSISTANT IN THE OFFICE OF THE MUNICIPAL CLERK/ADMINISTRATOR:

Councilman Rubin offered the following resolution and moved its adoption:

RESOLUTION

WHEREAS, the Borough of Rumson through the Office of the Municipal Clerk/Administrator has the need to hire a full-time Clerical Assistant; and

WHEREAS, the Borough has interviewed various applicants for the position; and

WHEREAS, the Borough has decided that Laura Morgan is the best applicant for the position; and

WHEREAS, it is in the best interest of the Borough to pay the Clerical Assistant an annual salary of \$27,000.00;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Rumson that Laura Morgan be hired as full-time Clerical Assistant in the Office of the Municipal Clerk/Administrator effective November 27, 2006; and

BE IT FURTHER RESOLVED that a copy of this Resolution be forwarded to the Borough Payroll Clerk.

Councilwoman DeVoe stated that the members of the Borough Council have always been involved in the interview process in the past but were not in this instance. She stated that she could not support this appointment.

Resolution seconded by Councilman Broderick and carried upon the following roll call vote:

In the affirmative: Broderick, Hemphill, Kammerer, Rubin and Shanley.

In the negative: None.

Abstain: DeVoe.

Absent: None.

**RESOLUTION TO ADD A CROSSING GUARD SUBSTITUTE TO THE LIST OF
CURRENT CROSSING GUARDS:**

Councilman Shanley offered the following resolution and moved its adoption:

RESOLUTION

BE IT RESOLVED that the following citizen be appointed as a Substitute School Crossing Guard for 2006:

SUBSTITUTES

Stephen Charles Wycoff

Resolution seconded by Councilwoman DeVoe and carried on the following roll call vote:

In the affirmative: Broderick, DeVoe, Hemphill, Kammerer, Rubin and Shanley.

In the negative: None.

**RESOLUTION TO AWARD A CONTRACT TO QUALITY ELECTRICAL CONSTRUCTION
CO. FOR THE IMPROVEMENTS TO THE BOROUGH MARINA PUMPING STATION "A":**

Councilman Hemphill offered the following resolution and moved its adoption:

RESOLUTION TO AWARD A CONTRACT FOR
IMPROVEMENTS TO PUMPING STATION "A"

WHEREAS, the Borough of Rumson has the need to make improvements to Pumping Station "A" located at the northerly end of Avenue of Two Rivers; and

WHEREAS, the Borough of Rumson solicited bids for the project; and

WHEREAS, seven (7) sealed bids were received on November 14, 2006 ranging from a low bid of \$99,438.00 to a high bid of \$178,600.00; and

WHEREAS, the low and responsive bid was received from Quality Electrical Construction Co., of 290 Laurel Avenue, West Keansburg, NJ 07737 in the amount of \$99,438.00; and

WHEREAS, the references for Quality Electrical Construction Co. have been checked and found to be satisfactory; and

WHEREAS, the Chief Financial Officer has certified the availability of funds for this contract;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Rumson that Quality Electrical Construction Co., of 290 Laurel Avenue, West Keansburg, NJ 07737 subject to review of the Bid Bond by the Borough Attorney; and

BE IT FURTHER RESOLVED that a copy of this Resolution be forwarded to the Chief Financial Officer.

Resolution seconded by Councilman Mark and carried on the following roll call vote:

In the affirmative: Broderick, DeVoe, Hemphill, Kammerer, Rubin and Shanley.

In the negative: None.

Absent: None.

RESOLUTION TO APPROVE A PROPOSED STORM DRAINAGE EASEMENT ON 19 WINDMILL LANE, KNOWN AS BLOCK 73, LOT 2 ON THE BOROUGH TAX MAP, AS RECOMMENDED BY BOROUGH ENGINEERS LEON S. AVAKIAN, INC.

Councilman Kammerer offered the following resolution and moved its adoption:

RESOLUTION TO APPROVE STORM DRAINAGE EASEMENT

WHEREAS, the Borough of Rumson hereby accepts a grant of Permanent Storm Drainage Easement on property located on 19 Windmill Lane, known as Lot 2, Block 73 on the Borough Tax Map; and

WHEREAS, the owner of said property, Petcon Custom Homes, LLC, 107 Monmouth Road, West Long Branch, NJ 07764, has agreed to grant the Permanent Storm Drainage Easement to the Borough of Rumson; and

WHEREAS, the permanent storm drainage easement shall BEGIN AT A POINT, said point being the intersection of the Northerly right-of-way line of Willow Lane (30' right-of-way) and the westerly right-of-way line of Windmill Lane (30' right-of-way) and running thence;

1. Southwesterly on a course of S21°50'00"W a distance of 20.36' to a point, and running thence;
2. Northwesterly on a course of N79°00'00"W a distance of 24.88' to a point, and running thence;
3. Northwesterly on a course of N33°52'00"W a distance of 93.31' to a point, and running thence;
4. Northeasterly on a course of N56°08'00"E a distance of 20.00' to a point, and running thence;
5. Southeasterly on a course of S33°52'00"E a distance of 87.00' to a point, and running thence;
6. Southeasterly on a course of S79°00'00"E a distance of 20.40' to a point, said point being the POINT AND PLACE OF BEGINNING.

Containing 2,275.96 square feet or 0.05 Acres.

This description has been made in accordance with a drawing entitled "Proposed Storm Drainage Easement Located at Lot 2, Block 73, Borough of Rumson, Monmouth County, NJ," prepared by Leon S. Avakian, Inc., dated October 20, 2006; and

WHEREAS, it has also been agreed by both parties that no compensation shall be paid to execute the Deed of Permanent Drainage Easement;

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Rumson hereby approves the Permanent Storm Drainage Easement Agreement with Petcon Custom Homes, LLC, 107 Monmouth Road, West Long Branch, NJ 07764 and authorizes the Borough Attorney to record the transaction with Monmouth County officials; and

BE IT FURTHER RESOLVED that copies of this Resolution be forwarded to the Borough Attorney and Petcon Custom Homes, LLC.

Resolution seconded by Councilwoman DeVoe and carried on the following roll call vote:

In the affirmative: Broderick, DeVoe, Hemphill, Kammerer, Rubin and Shanley.

In the negative: None.

Absent: None.

RESOLUTION TO APPROVE THE REFUND OF THE \$1,000.00 BOND FOR STREET OPENING PERMIT 105/06 FOR ALLAIRE INVESTORS INC.:

Councilman Kammerer offered the following resolution and moved its adoption:

RESOLUTION

WHEREAS, Allaire Investors Inc. paid the required \$1,000.00 deposit plus \$117.50 application fee for Street Opening Permit Number 105/06; and

WHEREAS, Mark Wellner, Rumson Borough Superintendent of Public Works, has inspected the project and found it to be satisfactory and therefore recommends the release of the \$1,000.00 bond;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Rumson that Allaire Investors Inc. be issued a refund of the \$1,000.00 bond; and

BE IT FURTHER RESOLVED that a certified copy of this Resolution be forwarded to the Borough Chief Financial Officer.

Resolution seconded by Councilman Broderick and carried on the following roll call vote:

In the affirmative: Broderick, DeVoe, Hemphill, Kammerer, Rubin and Shanley.

In the negative: None.

Absent: None.

RESOLUTION TO APPROVE THE REFUND OF THE \$1,000.00 BOND FOR STREET OPENING PERMIT 148/06 FOR TIMOTHY AND KATHLEEN MCKEAN:

Councilman Broderick offered the following resolution and moved its adoption:

RESOLUTION

WHEREAS, Timothy and Kathleen McKean paid the required \$1,000.00 deposit for Street Opening Permit Number 148/06; and

WHEREAS, Mark Wellner, Rumson Borough Superintendent of Public Works, has inspected the project and found it to be satisfactory and therefore recommends the release of the \$1,000.00 bond;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Rumson that Timothy and Kathleen McKean be issued a refund of the \$1,000.00 bond; and

BE IT FURTHER RESOLVED that a certified copy of this Resolution be forwarded to the Borough Chief Financial Officer.

Resolution seconded by Councilman Rubin and carried on the following roll call vote:

In the affirmative: Broderick, DeVoe, Hemphill, Kammerer, Rubin and Shanley.

In the negative: None.

Absent: None.

MOTION TO APPROVE THE SALE OF TWO DUMP TRUCKS NO LONGER USED BY THE BOROUGH TO THE BOROUGH OF OCEANPORT:

Councilman Shanley motioned for the approval of the Borough Administrator's request to sell two dump trucks no longer used by the Borough of Rumson to the Borough of Oceanport as per the Oceanport Resolution approving the purchase as below:

1. Truck #38, 1994 International 4600 5 cu. yd. dump truck w/11 ft. Gledhill Plow for the sum of \$10,000.00 to be delivered before November 30, 2006.
2. Truck #37, 1990 International 4600 w/2002 Swenson EV100 Sander mounted to rear and 11 ft. Gledhill Plow for the sum of \$7,000.00 to be delivered before December 31, 2006.

Motion seconded by Councilwoman DeVoe and carried on the following roll call vote:

In the affirmative: Broderick, DeVoe, Hemphill, Kammerer, Rubin and Shanley.

In the negative: None.

Absent: None.

ANNOUNCEMENTS BY THE MAYOR:

Mayor Ekdahl made the following Announcements:

1. The Rumson Recreation Commission will hold the Annual Holiday Tree Lighting at Victory Park Tuesday, December 5th at 7:00 p.m. (rain date December 6th). Please join us for caroling, musical performances, hot chocolate, candy canes and holiday fun.
2. The employees of the Rumson Department of Public Works will be holding their Annual Toy Drive again this year. A *new, unwrapped* gift for a boy or girl can be dropped off at the Public Works Garage behind Borough Hall on Friday, December 8th from 4 p.m. to 7 p.m. and on Saturday, December 9th from 9 a.m. to 12 p.m. This year the donated toys will go to the Family & Children's Services in Long Branch and Family Based Services Association of New Jersey in Eatontown. We ask that you help to make this year's DPW Annual Toy Drive a great success.
3. The Borough will be holding a public sale of three Ford Crown Victorias no longer needed by the Borough at public sale at the Thursday, December 21st regular Borough Council meeting at 7:30 p.m. in this Courtroom.

Thank you.

COMMENTS FROM THE COUNCIL:

The Mayor afforded the members of the Council an opportunity to be heard at this time and no one responded.

COMMENTS FROM THE PUBLIC:

The Mayor afforded the public an opportunity to be heard at this time and no one responded.

FINANCIAL OFFICER'S REPORT:

The Financial Officer's Report disclosed the following cash on hand in the Current Fund Account as of November 29, 2006:

Wachovia Bank		
Balance:	11/02/06	\$ 1,918,254.56
Cash Receipts:		\$ 5,709,853.37
Void Check		\$ 0.00
Pre-Paid Items:		\$ (95,559.11)
Bills & Claims:	11/29/06	\$ (170,618.66)
Payroll:	11/15/06	\$ (198,462.02)
Wachovia Bank Balance:		<u>\$ 7,163,468.14</u>
Certificate of Deposits:		\$ 8,000,000.00
Money Market Funds:		\$ 0.00
Total Current Fund:		\$15,163,468.14

On motion of Councilman Broderick, seconded by Councilman Hemphill, the Financial Officer's Report was ordered received and carried on the following roll call vote:

In the affirmative: Broderick, DeVoe, Hemphill, Kammerer, Rubin and Shanley.

In the negative: None.

Absent: None.

CONSIDERATION OF BILLS AND CLAIMS (RESOLUTION):

Councilman Kammerer offered the following resolution and moved its adoption:

\$	12.00	NJ State Dept of Health
\$	25.00	Deborah Anderson
\$	25.00	Catherine Aromando
\$	25.00	Ms Shirley C Glory
\$	1,000.00	Monmouth County SPCA
\$	25.00	Marisa Murphy
\$	92.40	Red Bank Veterinary Hospital

\$	1,204.40	Animal Control Account
\$	9,601.00	AR Communications
\$	3,400.00	Branin's Contracting Co
\$	11,200.00	Eastern Surplus & Equip Co
\$	7,950.00	Fox Equipment Co
\$	5,400.00	Loc Pump
\$	768.26	Monmouth Truck Equipment
\$	28,792.75	Princeton Nassau Conover Ford
\$	2,480.00	Quality Communications
\$	3,815.00	Seely Equipment & Supply Co
\$	15,772.00	T & M Associates
\$	8,567.00	Trius Inc
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\$	97,746.01	Capital Account
\$	57,996.92	State of NJ Pensions/Active
\$	37,562.19	State of NJ Pensions/Retiree
\$	967.36	Action Office Supplies
\$	11,089.65	Allied Oil Company
\$	368.00	AM/PM Services
\$	86.00	Americanwear Indust Uniforms
\$	90.27	American Messaging
\$	150.00	A Pak-Rat Equipment Inc
\$	921.00	AR Communications
\$	98.44	Asbury Park Press
\$	62.17	AT & T
\$	139.00	Avaya Inc
\$	73.00	Bob's Uniform Shop
\$	83.62	Brennan's Deli
\$	88.50	William Brush
\$	4,975.00	Bry Marina
\$	56.00	Butches Auto Car Wash
\$	1,313.00	Campbell Foundry Co
\$	337.75	Central Towing
\$	76.25	Circle Chevrolet
\$	6,000.00	CJ Guiney & Associates
\$	432.50	Coast Cities Equipment Sales
\$	35.20	Coffee Man Co Inc
\$	456.25	Kate Colby
\$	209.90	Comcast of Monmouth
\$	531.00	Edwin and Margaret Connor
\$	1,021.11	Custom Tire Associates
\$	900.00	Benjamin W Day Jr
\$	103.50	Deptcor
\$	110.00	Dicks Auto Electric
\$	218.75	Loretta Dossie
\$	72.50	FedEx
\$	1,500.00	Gagliano Appraisal LLC

\$	550.00	Garden State Highway
\$	265.50	Ella Gaynor
\$	25.90	Gaylord
\$	500.00	Melissa Gonzalez
\$	432.00	Good Year Auto Service Center
\$	250.70	Grainger
\$	275.00	CW Grimmer and Sons
\$	67.09	Jane F Hartman
\$	427.57	Home Depot Commercial Credit
\$	400.00	Edward Hryczyk
\$	53.00	International Codes Council
\$	62.91	JB Sales and Service
\$	524.30	Michael Jeary
\$	531.00	Gerald & Helen Kelly
\$	49.75	Kepwell Natural Spring Water
\$	4,000.80	William & Iris Kirkpatrick
\$	265.50	John H Lacey Jr
\$	7,694.10	Lawmen Supply Company of NJ
\$	84.88	Mazza and Sons Recycling
\$	500.00	Patricia McNamee
\$	1,193.70	Monmouth County Regional
\$	1,325.60	MGL Forms
\$	18,009.00	Mickey Benoit Inc
\$	174.00	Middletown Fire and Safety Inc
\$	206.25	Sharon Modica
\$	28,707.34	Treasurer County of Monmouth
\$	224.54	Monmouth County Police Academy
\$	1,745.46	Monmouth County Bd of Taxation
\$	642.47	Monmouth Telecom
\$	469.17	Moore Medical
\$	531.00	Royal E & Virginia Moss
\$	3,300.60	Motorola Communications &
\$	265.50	Elizabeth Murphy
\$	265.50	Jacquelyn Murphy
\$	531.00	Patricia & Joseph Murphy
\$	237.18	National Parts and Supply Company
\$	2,794.66	Naylor's Inc
\$	106.72	Sprint Nextel
\$	348.44	NJ Natural Gas Co
\$	89.64	Northern Safety Co Inc
\$	425.93	Norwood Auto Parts
\$	5,500.00	Oceanic Hook & Ladder
\$	178.54	One Call Systems
\$	244.50	William J Patton
\$	400.00	Dennis Peras
\$	40.10	Richard Petrucelli
\$	2,526.00	Quality Electrical Const Co
\$	738.70	R & R Radar Inc
\$	265.50	Joseph Ranieri

\$	1,716.66	Reusille Mausner Carotenuto
\$	1,435.00	Roy Press Printers
\$	5,500.00	Rumson EMS
\$	5,500.00	Rumson Fire Company
\$	531.00	James & Evelyn Scalzo
\$	917.02	George Scoefield
\$	30.50	Seaboard Welding Supply Inc
\$	531.00	James & Joan Shea
\$	405.00	Frederick G Shea
\$	61.94	Sickles
\$	531.00	Joseph Sorrentino
\$	53.65	Staples
\$	675.00	State Shorthand Reporting Serv
\$	1,898.00	T & M Associates
\$	531.00	James & Pauline Tanner
\$	420.00	Targeted Technologies LLC
\$	1,633.13	TCP Petroleum
\$	250.00	Team Pest Control
\$	33.82	The Two River Times
\$	22,320.00	Two Rivers Water
\$	1,000.00	United States Postage Service
\$	241.29	Val's Tavern
\$	342.85	Verizon
\$	279.39	Verizon Wireless
\$	265.50	Emily Wagner
\$	188.99	Jessica Wardell
\$	531.00	Lorraine & Robert Watson
\$	400.00	Vicki Whelan
\$	773.22	WH Potter & Son Inc
\$	265.50	Ruth M Widmaier
\$	34.99	Witmer Associates Inc
\$	43.95	ZEP Manufacturing Company
\$	265.50	Robert Zerr
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\$	266,177.77	Current Fund
\$	2,002.20	Creative Brick
\$	50.00	Reusille Mausner Carotenuto
\$	52.00	Thomas S Rogers
\$	450.00	Siciliano Landscaping
\$	50.00	Legalized Games of Chance
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\$	2,604.20	Endowment Inc Account
\$	28,929.06	State of New Jersey - Pensions
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\$	28,929.06	Pension Account
\$	333.20	Postmaster
\$	564.59	Athlete's Alley
\$	250.00	Laura Beebe

\$	270.00	Alexandra Bertrand
\$	1,800.00	B'nai Israel Synagogue
\$	7,286.00	Commerce Insurance Center
\$	55.00	Kevin Conery
\$	100.00	Anne & James Dengler
\$	280.00	Anthony Fahoury
\$	225.00	Josh Fendrick
\$	220.00	Zachary Goldstein
\$	138.46	John Hird
\$	350.00	Michael Jackson
\$	225.00	Terry O'Brien
\$	24.00	Brielle O'Brien
\$	227.05	The Party Corner
\$	1,500.00	Rumson Senior Citizen's Club
\$	65.00	US Rowing
\$	34.20	Denise Walker
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\$	13,947.50	Recreation Account
\$	1,000.00	Allaire Investors Inc.
\$	1,000.00	Timothy & Kathleen McKean
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\$	2,000.00	Trust Account
\$	1,979.80	Current Fund Appropriations
\$	264,197.97	Current Fund Appropriations
\$	1,204.40	Animal Control Fund Expenses
\$	97,746.01	Capital Fund Disbursements
\$	2,604.20	Endowment Disbursements
\$	13,947.50	Recreation Disbursements
\$	30,929.06	Trust Fund – Other Expenses
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\$	412,608.94	Total Of All Funds

Resolution seconded by Councilman Broderick and carried on the following roll call vote:

In the affirmative: Broderick, DeVoe, Hemphill, Kammerer, Rubin and Shanley.

In the negative: None.

Absent: None.

ADJOURNMENT:

On motion by Councilwoman DeVoe, seconded by Councilman Broderick, the meeting adjourned at 4:55 p.m. All in favor.

Respectfully submitted,

Thomas S. Rogers, R.M.C.
Municipal Clerk/Administrator